THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.23021 of 2005

Date:26.10.2005

God's Foundation Nursing Educational Society.

--------PETITIONER

The Principal Secretary to the Government, Health, Medical
& Family Welfare Department, Govt. of A.P., Secretariat, Hyderabad
and another

---------RESPONDENTS

ORDER:

The petitioner submitted an application for grant of permission for establishing a College of Nursing. Through its orders in G.O.Ms.No.247, dated 10.08.2004, the Government accorded permission to the petitioner, subject to certain conditions, such as obtaining affiliation from the University and clearance from the Indian Nursing Council, New Delhi etc. It was also directed that the Course must start within a period of one year from the date of G.O. The petitioner claims to have taken several steps for compliance with the conditions. However, the affiliation and the clearance as provided for under G.O. could not be obtained by the petitioner, within the stipulated time. It claims to have made a representation, dated 02.08.2005, to the 1st respondent, to extend the time stipulated by it for compliance with the conditions. The grievance of the petitioner is that the 1st respondent has not passed any orders thereon, so far.

Heard the learned counsel for the petitioner and the learned Government Pleader for Medical, Health and Family Welfare.

The limited grievance of the petitioner is about the alleged inaction on the part of the 1st respondent, in extending the time stipulated in G.O. for compliance with the various conditions. The question as to whether the time can be extended or whether the Government has taken any policy decision in such cases, needs to be examined by the 1st respondent, while dealing with the representation made by the petitioner. This Court cannot record any definite finding as to the entitlement or otherwise of the petitioner for such a relief. The representation made by the petitioner cannot be kept pending indefinitely.

Hence, the writ petition is disposed of, directing the 1st respondent to pass appropriate orders, within a period of six weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

26.10.2005

Jsu